

1 30 NCAC 05B .0105 is adopted with changes as published in 26:24 NCR 1992-1996 as follows:

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3 **30 NCAC 05B .0105 DEFINITION OF INCOME**

4 In addition to the types of income listed in G.S. 138A-24(a)(3) that must be reported on the Statement of Economic
5 Interest, income shall also include all *types of* income *required to be* reported on the filer's federal tax return.

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7 *Authority G.S. 138A-10(a)(2); 138A-10(a)(10); G.S. 138A024(a)(3).*
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30 NCAC 08 .0101 is adopted as published in 26:24 NCR 1992-1996 as follows:

30 NCAC 08 CONFLICTS OF INTEREST AND OTHER ETHICAL STANDARDS

30 NCAC 08 .0101 USE OF TITLE

(a) For purposes of G.S. 138A-31(b), the following definitions shall apply:

(1) “Advertising” means a written or oral communication that is published, disseminated, circulated, or placed before the public for the purpose of attracting public attention to a product, business, or service. “Advertising” excludes a letter sent to an individual or business concerning the qualifications or characteristics of an individual or business and that is not otherwise publicly distributed.

(2) “Nongovernmental advertising” means that the funding or resources used to produce and publicize the advertisement was not derived from the State, a political subdivision of the State, or the federal government.

(b) For purposes of G.S. 138A-31(b), an advertisement “advances the private interest” of a covered person or others when its primary purpose is to benefit a private, rather than a public, interest.

Authority G.S. 138A-10(a)(2); 138A-10(a)(10); 138A-31(b).

30 NCAC 10A .0101 is adopted with changes as published in 26:24 NCR 1992-1996 as follows:

30 NCAC 10A .0101 SIGNIFICANT PART

(a) For purposes of G.S. 120C-100(a)(10)d., a “significant part” of an employee’s job duties include lobbying if during any rolling 30 day period either:

(1) five percent or more of an employee’s actual duties included direct lobbying; or

(2) five percent or more of an employee’s actual duties included goodwill lobbying.

(b) In making this determination:

(1) The amount of time an employee spends engaged in direct lobbying activities and in goodwill lobbying activities shall not be aggregated; and,

(2) The amount of an employee’s time spent on those activities that are otherwise exempt under G.S. 120C-700 shall be excluded.

(c) Once the amount of time spent by an employee engaged in direct lobbying or in goodwill lobbying during the prior 30 day period equals or exceeds five percent of his or her actual hours worked, the employee must register as a lobbyist within one business day.

(d) Once registered as a lobbyist pursuant to 120C-100(a)(10)(d), all payments for lobbying and lobbying services made to the lobbyist during the prior 30 day period shall be reported in the lobbyist principal’s 120C-403(d) annual lobbying payment report filed with the Secretary of State.

Authority G.S. 120C-100(a)(10)d.; 120C-101(a).

30 NCAC 10C .0104 is adopted with changes as published in 26:24 NCR 1992-1996 as follows:

30 NCAC 10C .0104 DESCRIPTION OF REPORTABLE EXPENDITURE

(a) For purposes of G.S. 120C-401(b)(3), which requires that “a description” of the reportable expenditure be set forth on each report, the following information should be provided where applicable:

(1) An identification of ~~the tangible item~~ what was given;

(2) An identification of the third party recipient of ~~an~~ the item, service, ~~or~~ monetary contribution, etc., made at the request of or on behalf of a designated individual or a member of his or her immediate family; ~~or and~~.

(3) An identification, ~~of the~~ name or title of the event or meeting at which the item, service, monetary contribution, etc., was given and the date(s) of the event or meeting.

(b) The information required by G.S. 120C-403(b)(3) is in addition to the requirement in G.S. 120C-401(c) that the report list particular expenditure categories.

Authority G.S. 120C-101(a); 120C-401(b)(3).

30 NCAC 10C .0105 is adopted as published in 26:24 NCR 1992-1996 as follows:

30 NCAC 10C .0105 CONNECTED WITH REPORTABLE EXPENDITURE

For purposes of G.S. 120C-401(b)(5), the name of the designated individual or member of the designated individual's immediate family "connected with" a reportable expenditure means the designated individual or the immediate family member who:

(1) Received or benefited from the reportable expenditure, if the designated individual or immediate family member was the ultimate recipient of the expenditure; or,

(2) Requested the reportable expenditure or on whose behalf the reportable expenditure was made, if a third party other than the designated individual or immediate family member was the ultimate recipient of the expenditure.

Authority G.S. 120C-101(a); 120C-401(b)(5).

30 NCAC 10C .0302 is adopted with changes as published in 26:24 NCR 1992-1996 as follows:

30 NCAC 10C .0302 REPORTABLE EXPENDITURES MADE FOR LOBBYING

(a) For purposes of G.S. 120C-402(b)(1) and 120C-403(b)(1), when reporting expenditures for events held for lobbying, the entire cost of the event must be reported, *not just the “gift” given or provided to the designated individual(s) attending the event. Examples of non-gift reportable expenditures made for lobbying are expenses and charges incurred for items and/or services provided in connection with the lobbying event, such as planning and organizing services, This includes the cost of food service supplies, printing services and supplies, facility rental and set-up charges, food supplies and services, name badges, and flowers, and other decorations, in addition to the fair market value or face value of food and beverages provided at the event.*

(b) Reportable expenditures made for lobbying events shall be reported on the expense report filed with the Secretary of State for the month the lobbying event is held.

Authority G.S. 120C-101(a); 120C-402(b)(1); 120C-403(b)(3).